

PATENT  
ATTORNEY DOCKET NO.: TROJAN1100-1 (formerly GJE-39D1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Andrea Crisanti Art Unit: 1636  
Application No.: 10/789,403 Examiner: Not Yet Assigned  
Filed: February 27, 2004 Conf. No.: 5324  
Title: CONJUGATES THAT CONTAIN THE HOMEODOMAIN OF  
ANTENNAPEDIA

**Mail Stop PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL SHEET**

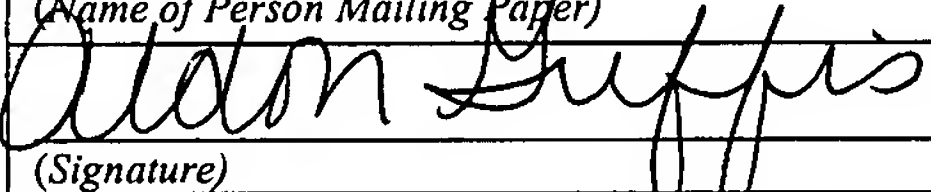
Sir:

Transmitted herewith for the above-identified patent please find:

1. Petition to Revive an Unintentionally Abandoned Patent Application Pursuant to 37 CFR §1.137(b) (2 pages);
2. Statement Accompanying Petition to Revive an Unintentionally Abandoned Patent Application Pursuant to 37 CFR §1.137(b) (3 pages);
3. Notice to File Missing Parts of Nonprovisional Application mailed April 20, 2004 (2 pages);
4. Response to Notice to File Missing Parts of Nonprovisional Application mailed April 20, 2004 (2 pages);
5. Copy of the Notice of Abandonment under 37 CFR 1.53(f) or (g) mailed January 18, 2005 (1 page);
6. Check No. 722598 in the amount of \$1,315.00; and
7. Return Receipt Postcard.

Repln. Ref: 10/02/2007 SSANDARA 0012430200  
DAH: 071896 Name/Number: 10789403  
FC: 9204 \$95.00 CR

GTN6546289.1  
365345-2

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>September 28, 2007</b> , in an envelope addressed to: Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
	September 28, 2007 (Date)

In re Application of:

Andrea Crisanti

Application No.: 10/789,403

Filed: February 27, 2004

Page 2

PATENT

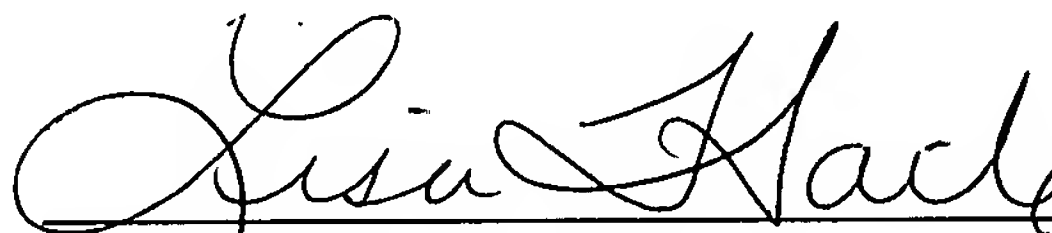
Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

Enclosed is Check No. 722598 in the amount of \$1,315.00, which consists of \$750.00 for the petition fee to revive an unintentionally abandoned application under 37 C.F.R. 1.17(m), \$150.00 for the filing fee, \$250.00 for the search fee, \$100.00 for the exam fee and \$65.00 for the late filing fee/declaration surcharge fee. No additional fees are believed due with the present petition.

However, the Commissioner is hereby authorized to charge any other fees associated herewith, or credit any overpayment, to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: September 28, 2007



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

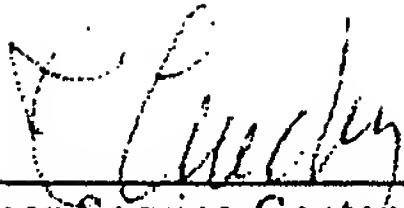
**USPTO Customer Number 28213**

DLA PIPER US LLP

4365 Executive Drive, Suite 1100

San Diego, CA 92121-2133

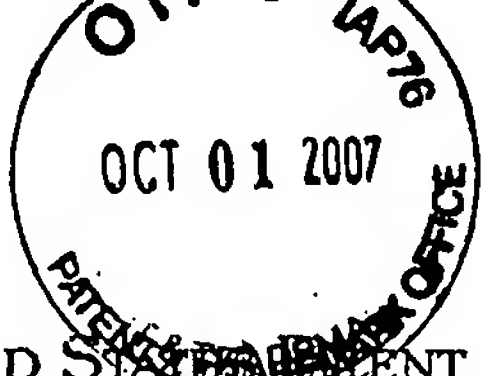
*A copy of this notice MUST be returned with the reply.*

A handwritten signature in dark ink, appearing to read "C. L. Lundy", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



## UNITED STATES DEPARTMENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/789,403	02/27/2004	Andrea Crisanti	GJE-39D1

CONFIRMATION NO. 5324

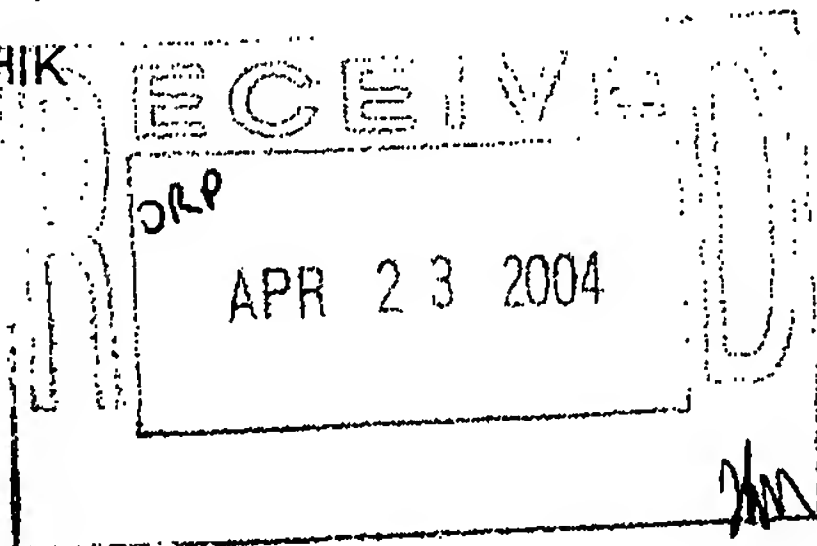
23557

SALIWANCHIK LLOYD & SALIWANCHIK  
A PROFESSIONAL ASSOCIATION  
2421 N.W. 41ST STREET  
SUITE A-1  
GAINESVILLE, FL 326066669

## FORMALITIES LETTER



\*OC000000012402752\*



Date Mailed: 04/20/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

10/02/2007 SSANDARA 00000004 10789403

01 FC:2001

405.00 OP

Total additional fee(s) required for this application is \$900 for a Large Entity

02 FC:2051

65.00 OP

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

Void date: 10/02/2007 SSANDARA

10/02/2007 EHAILE1 00000059

10789403 P.O. Box 1450

02 FC:2011

-150.00 OP

03 FC:2111

-250.00 OP

04 FC:2311

-100.00 OP

05 FC:2051

-65.00 OP

Alexandria VA 22313-1450

10/02/2007 EHAILE1 00000059 10789403

02 FC:2011

150.00 OP

03 FC:2111

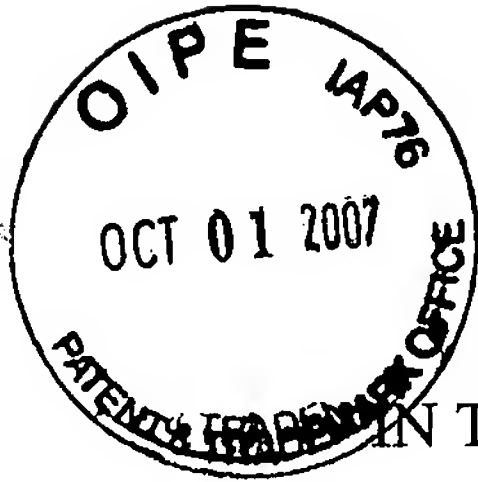
250.00 OP

04 FC:2311

100.00 OP

05 FC:2051

65.00 OP



PATENT  
Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrea Crisanti  
Application No.: 10/789,403  
Filed: February 27, 2004  
Title: CONJUGATES THAT CONTAIN THE HOMEODOMAIN OF ANTENNAPEDIA  
Art Unit: 1636  
Examiner: Not Yet Assigned  
Conf. No.: 5324

**Mail Stop PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

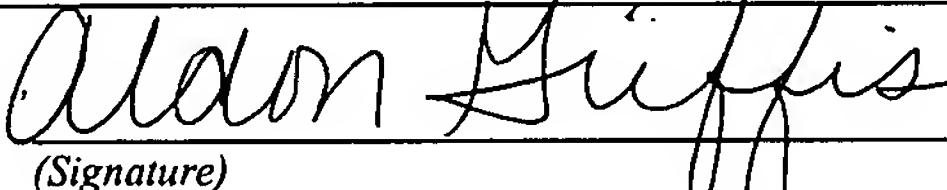
Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed April 20, 2004, enclosed are:

1. One (1) copy of the Notice to File Missing Parts of Nonprovisional Application mailed April 20, 2004 (2 pages);
2. Check No. 722598 in the amount of \$1,315.00; and
3. Return Receipt Postcard.

Applicants claim **SMALL ENTITY** status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows:

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>September 28, 2007</b> , in an envelope addressed to: Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	<b>September 28, 2007</b> (Date)

In re Application of:

Andrea Crisanti

Application No.: 10/789,403

Filed: February 27, 2004

Page 2

PATENT

Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	16-20	=	0	X	\$25	\$50	=	\$ .00	\$ .00
Independent Claims	1-3	=	0	X	\$100	\$200	=	\$ .00	\$ .00
Multiple Dependent Claims Present: ____ Yes <u>x</u> No					\$180	\$360		N/A	N/A
Fee for Each Additional 50 Sheets in Excess of 100 Pages					\$125	\$250		N/A	N/A
					FILING FEE			\$ 150.00	\$ 300.00
					SEARCH FEE			\$ 250.00	\$ 500.00
					EXAM FEE			\$ 100.00	\$ 200.00
					SURCHARGE FEE			\$ 65.00	\$ 130.00
					TOTAL FEE			\$ 565.00	

Enclosed is Check No. 722598 in the amount of \$1,315.00, which consists of \$750.00 for the petition fee to revive an unintentionally abandoned application under 37 C.F.R. 1.17(m), \$150.00 for the filing fee, \$250.00 for the search fee, \$100.00 for the exam fee and \$65.00 for the late filing fee/declaration surcharge fee. No additional fees are believed due with the present petition. However, the Commissioner is hereby authorized to charge any other fees associated herewith, or credit any overpayment, to Deposit Account No. 07-1896.

Respectfully submitted,

Date: September 28, 2007



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

Telephone: (858) 677-1456

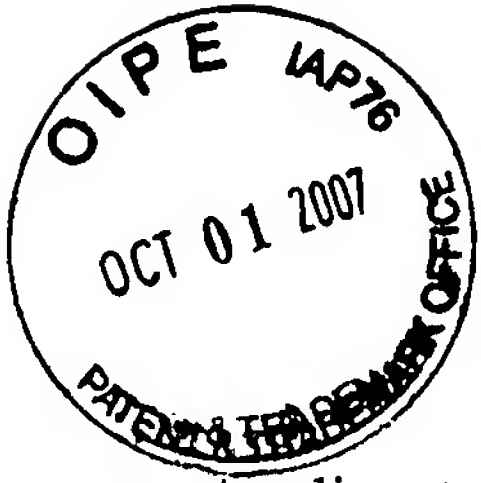
Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**

DLA PIPER US LLP

4365 Executive Drive, Suite 1100

San Diego, California 92121-2133



PATENT

ATTORNEY DOCKET NO.: TROJAN1100-1 (formerly GJE-39D1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.: 10/789,403  
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Alexandria, VA 22313-1450

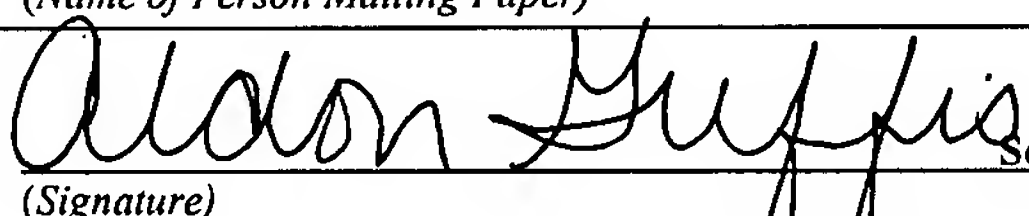
PETITION TO REVIVE  
AN UNINTENTIONALLY ABANDONED PATENT APPLICATION  
PURSUANT TO 37 CFR § 1.137(b)

Sir:

Applicant submits this Petition under 37 C.F.R. §1.137(b) for revival of the above-identified application, which was unintentionally abandoned on January 18, 2005, for failure to properly respond to the Notice to File Missing Parts mailed April 20, 2004.

Submitted herewith, as required by C.F.R. §1.137(b), are the following:

1. Response to the Notice to File Missing Parts of Nonprovisional Application mailed April 20, 2004;
2. The petition fee pursuant to C.F.R. § 1.17(m); and
3. Statement Accompanying Petition to Revive an Unintentionally Abandoned Patent Application Pursuant to 37 C.F.R. § 1.137(b) affirming that the entire delay in filing the required reply, from the due date for the reply until the filing of a grantable petition was unintentional.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>September 28, 2007</b> , in an envelope addressed to: Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	September 28, 2007 (Date)

void date: 10/2/2007 SSandra  
10/02/2007 EHAILE1 00000059 10789403  
01 FC:2453 750.00 OP  
10/02/2007 EHAILE1 00000059 10789403  
01 FC:2453 750.00 OP

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365345-2

10/02/2007 SSANDARA 00000003 10789403 750.00 OP  
01 FC:2453



In re Application of:

Andrea Crisanti

Application No.: 10/789,403

Filed: February 27, 2004

Page 2

PATENT

Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

Applicant respectfully petitions for revival of the above-identified unintentionally abandoned patent application.

Enclosed is Check No. 722598 in the amount of \$1,350.00, which consists of \$750.00 for the petition fee to revive an unintentionally abandoned application under 37 C.F.R. 1.17(m), \$150.00 for the filing fee, \$250.00 for the search fee, \$100.00 for the exam fee and \$65.00 for the late filing fee/declaration surcharge fee. No additional fees are believed due with the present petition. However, the Commissioner is hereby authorized to charge any other fees associated herewith, or credit any overpayment, to Deposit Account No. 07-1896.

Respectfully submitted,

Date: September 28, 2007



Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

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Facsimile: (858) 677-1465

**USPTO Customer Number 28213**

DLA PIPER US LLP

4365 Executive Drive, Suite 1100

San Diego, California 92121-2133





PATENT

ATTORNEY DOCKET NO.: TROJAN1100-1 (formerly GJE-39D1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andrea Crisanti Art Unit: 1636  
Application No.: 10/789,403 Examiner: Not Yet Assigned  
Filed: February 27, 2004 Conf. No.: 5324  
Title: CONJUGATES THAT CONTAIN THE HOMEODOMAIN OF  
ANTENNAPEDIA

**Mail Stop PETITION**

Commissioner for Patents

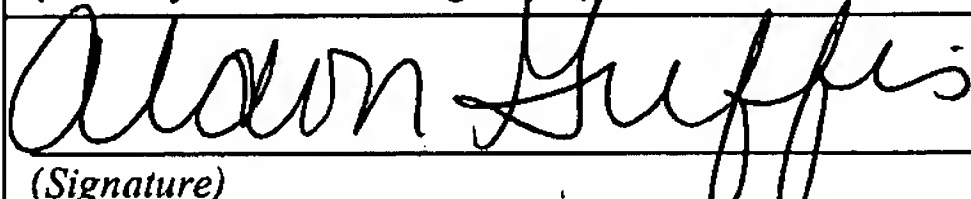
P.O. Box 1450

Alexandria, VA 22313-1450

**STATEMENT ACCOMPANYING PETITION TO REVIVE  
AN UNINTENTIONALLY ABANDONED PATENT APPLICATION  
PURSUANT TO 37 C.F.R. §1.137(b)**

Sir:

The above identified application became abandoned for failure to timely submit a Response to the Notice to File Missing Parts mailed April 20, 2004. It is respectfully submitted that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional because the Applicant was unable to continue prosecution of the application due to financial difficulties.

CERTIFICATION UNDER 37 C.F.R. §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>September 28, 2007</b> , in an envelope addressed to: Mail Stop PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Aldon Griffis (Name of Person Mailing Paper)	
 (Signature)	<b>September 28, 2007</b> (Date)

In re Application of:

Andrea Crisanti

Application No.: 10/789,403

Filed: February 27, 2004

Page 2

PATENT

Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

In the prosecution of the present application, a Notice to File Missing Parts of Nonprovisional Application was mailed on April 20, 2004 to the law firm of Saliwanchik, Lloyd & Saliwanchik. No response to the aforementioned Notice was filed due to Applicant's lack of funds.

Applicant subsequently contacted the offices of DLA Piper US LLP on August 28, 2007 and instructed us to revive the above-identified patent application as funding was no longer an issue.

Enclosed are the necessary documents for revival of an unintentionally abandoned application under 37 C.F.R. § 1.137(b) including the Response to the Notice to File Missing Parts. Any delay between the receipt of the Notice to File Missing Parts and the filing of the present petition and response is due to the time required to investigate the situation, obtain the necessary prosecution history and documents from the prior counsel and prepare a responsive petition.

Accompanying this Statement are a Petition for Revival of an Unintentionally Abandoned Application, Response to the Notice to File Missing Parts of Nonprovisional Application and a copy of the Notice of Abandonment.

Also enclosed is Check No. 722598 in the amount of \$1,315.00, which consists of \$750.00 for the petition fee to revive an unintentionally abandoned application under 37 C.F.R. 1.17(m), \$150.00 for the filing fee, \$250.00 for the search fee, \$100.00 for the exam fee and \$65.00 for the late filing fee/declaration surcharge fee. No additional fees are believed due with

In re Application of:

Andrea Crisanti

Application No.: 10/789,403

Filed: February 27, 2004

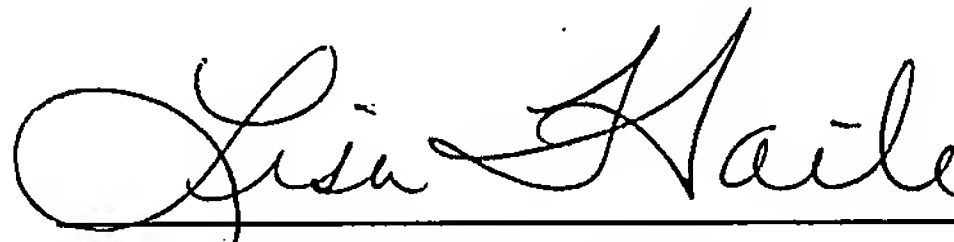
Page 3

PATENT

Attorney Docket No.: TROJAN1100-1 (formerly GJE-39D1)

the present petition. However, the Commissioner is hereby authorized to charge any other fees associated herewith, or credit any overpayment, to Deposit Account No. 07-1896.

Respectfully submitted,



Date: September 28, 2007

Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347

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Facsimile: (858) 677-1465

**USPTO Customer Number 28213**

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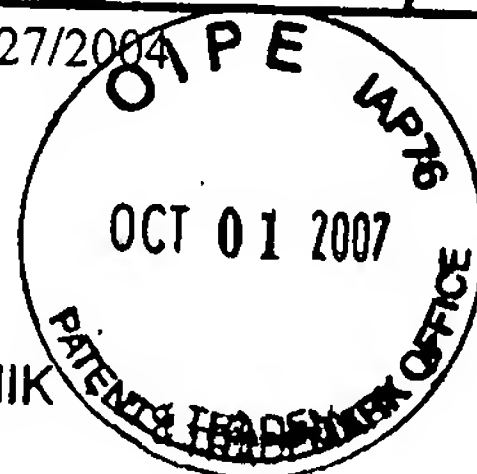


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/789,403	02/27/2004	Andrea Crisanti	GJE-39D1

23557  
 SALIWANCHIK LLOYD & SALIWANCHIK  
 A PROFESSIONAL ASSOCIATION  
 PO BOX 142950  
 GAINESVILLE, FL 32614-2950



CONFIRMATION NO. 5324  
 ABANDONMENT/TERMINATION  
 LETTER

\*OC000000014978238\*

Date Mailed: 01/18/2005

### NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/20/2004.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

*Z-Moques*

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE